

**ADMINISTRATIVE RECORD**

**Index to U.S. EPA Clean Water Act Section 303(d) Action on the  
California State Water Quality Control Board's Submittal for 2006 Section 303(d) List:  
*Klamath Riverkeeper v. EPA*, Case No. C 07-3908 SBA**

<b>Bates Number</b>	<b>Category</b>	<b>Document</b>
	<b>A</b>	<b>EPA decision documents</b>
EPA0001		Letter dated Nov. 30, 2006 (and enclosed staff report entitled "Review of California's 2004-2006 Section 303(d) List") from A. Strauss, U.S. EPA, to T. Howard, SWRCB; re: Partial Approval of 2006 CWA section 303(d) list
EPA0010		Letter dated Mar. 8, 2007 (and enclosed staff report entitled "Review of California's 2004-2006 Section 303(d) List") from A. Strauss, U.S. EPA, to T. Howard, SWRCB; re: Partial Disapproval of 2006 CWA section 303(d) list
EPA0033		EPA, Notice of Availability, "Clean Water Act Section 303(d): Availability of List Decisions", 72 Fed. Reg. 12175-12176 (Mar. 15, 2007)
EPA0035		Letter dated June 28, 2007 (and enclosures, including "Responsiveness Summary") from A. Strauss, U.S. EPA, to D. Rice, SWRCB; re: final decision on waters added by EPA to California's 2006 CWA section 303(d) list
	<b>B</b>	<b>Comments submitted to EPA re: partial disapproval and proposal to add waters to California's 2006 section 303(d) list</b>
EPA0057		Letter dated Apr. 13, 2007, from R. Chichizola, Klamath Riverkeeper, to P. Kozelka, US EPA; re: comments on EPA's approval of State's 2006 CWA section 303(d) List; referencing attachments #A - #J (although attachment # I is missing/not provided by commenter); with 4 related e-mails dated Apr.13, 2007, from Chris Sproul; and with related e-mail dated Apr. 16, 2007, from Michael Chapelle
EPA0073		Letter dated Apr. 16, 2007, from W. Grader, Pacific Coast Federation of Fishermen's Association, to P. Kozelka, US EPA; re: comments on EPA's approval of State's 2006 CWA section 303(d) List; referencing attachments #A - #P (all items provided by commenter)
EPA0075		Letter dated Apr. 16, 2007, from L. Sheehan, California Coast Alliance; D. Beckman and A. Jaiswal, NRDC; and M. Gold, Heal the Bay, to P. Kozelka, US EPA; re: comments on EPA's approval of State's 2006 CWA section 303(d) List

Bates Number	Category	Document
		<b>NOTE: attachments referenced in letters noted immediately above are indexed in Category F and G, below</b>
	<b>C</b>	<b>California 2006 CWA section 303(d) submittal documents</b>
EPA0077		Letter, undated, but noted as received on Nov. 24, 2006, from T. Howard, SWRCB, to A. Strauss, US EPA; re: submittal of California's CWA section 303(d) list requesting EPA approval
EPA0081		Document entitled "2006 Revision of California's Clean Water Act Section 303(d) list of Water Quality Limited Segments – outline"
EPA0083		Document entitled "Proposed 2006 CWA Section 303(d) List of Water Quality Limited Segments, North Coast Regional Board"
EPA0118		State Water Resources Control Board Resolution No. 2006 - 0079
EPA0120		Transcript of "Board Meeting, State of California, Water Resources Control Board", Oct. 25, 2006
EPA0406		Document entitled "Staff Report, Volume 1, Revision of the Clean Water Act Section 303(d) List of Water Quality Limited Segments", November 2006 (without appendices, except as noted below)
EPA0507		Portion of document entitled "Appendix 1: 2002 Section 303(d) List of Water Quality Limited Segments" (portion consists of material related to waters within jurisdiction of North Coast Regional Water Quality Control Board, and entitled "2002 CWA Section 303(d) List of Water Quality Limited Segments, Approved by USEPA: July 2003")
EPA0535		Portion of document entitled "Fact Sheets Supporting Revision of the Section 303(d) List, California Regional Water Quality Control Boards, Region 1, November 2006" (portion consists of material related to the Klamath River)
EPA0538		Document entitled "Water Quality Control Policy for Developing California's Clean Water Act Section 303(d) List, Adopted September 2004"
EPA0575		Document dated Apr. 30, 2004, signed by C. Cantu, SWRCB, and captioned "Notice of Public Solicitation of Water Quality Data and Information – 2004 Clean Water Act Section 303(d) List"
EPA0579		Portion of document entitled "State Water Resources Control Board, Division of Water Quality, Staff Report, Revision of the Clean Water Act Section 303(d) List of Water Quality Limited Segments, Responses to Comments, Volume IV, Final, November 2006" (portion consists of

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		material related to the Klamath River)
EPA0599		Letter dated Oct. 20, 2006, from R. Chichizola, Klamath Riverkeeper, to T. Doduc and board members, SWRCB; re: comments on proposed 2006 CWA section 303(d) List
EPA0615		Letter dated Oct. 18, 2006, from R. Chichizola, Klamath Riverkeeper, to D. Leland and M. St. John, North Coast Water Quality Control Board, and to T. Doduc and board members, SWRCB; re: official request for toxic algae listed as pollutant on Klamath River
	<b>D</b>	<b>Other State documents</b>
EPA0623		Letter dated Mar. 23, 2007, from T. Doduc, SWRCB, to A. Vanderwarker; re: SWRCB BGA workgroup activities
EPA0628		Document entitled "Blue Green Algae Work Group of the State Water Resources Control Board and Office of Environmental Health and Hazard Assessment, Cyanobacteria in California Recreational Water Bodies, Providing Voluntary Guidance about Harmful Algal Blooms, Their Monitoring, and Public Notification, Draft, June 2007"
EPA0666		Document entitled "California Regional Water Quality Control Board, North Coast Region, Resolution No. R1-2007-0028" (unsigned)
EPA0673		Print of webpage maintained by State Water Resources Control Board, related to "Blue-Green Algae in Klamath River Basin", at: <a href="http://www.waterboards.ca.gov/bluegreenalgae/index.html">http://www.waterboards.ca.gov/bluegreenalgae/index.html</a> (print of webpage as accessed on Oct. 10, 2007)
EPA0674		Letter dated Oct. 20, 2006, from C. Kuhlman, North Coast RWQCB, to S. Her, SWRCB, re: comments on 2006 Federal CWA section 303(d) List, and attached map of "Sediment Impacted Areas of the Klamath River Basin"
	<b>E</b>	<b>Technical documents considered by EPA</b>
EPA0678		Report entitled "Scientific Assessment of Freshwater Harmful Algal Blooms, By The Interagency Working Group on Harmful Algal Blooms, Hypoxia and Human Health, March 2007"
EPA0752		Camargo JA, Alonso A, Ecological and toxicological effects of inorganic nitrogen pollution in aquatic ecosystems: a global assessment, <i>Environ. Impact Assess. Rev.</i> 26(6):831-849 (2006)
EPA0771		Graham, JL, Jones JR, Jones SB, Downing JA, Clevenger TE, Environmental factors influencing microcystin distribution and

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		concentration in the Midwestern United States, <i>Water Research</i> 38:4395-4404 (2004)
EPA0781		Print of webpages maintained by NALMs regarding “Bluegreen Initiative - Overview” at: <a href="http://www.nalms.org/Resources/BlueGreenInitiative/Overview.htm">http://www.nalms.org/Resources/BlueGreenInitiative/Overview.htm</a> (print of webpages as accessed on Oct. 10, 2007)
EPA0796		Document entitled “Lost River, California, Total Maximum Daily Loads, Nitrogen and Biochemical Oxygen Demand to address Dissolved Oxygen and pH Impairments, Public Review Draft, March 2007”
	<b>F</b>	<b>Exhibits attached to, or referenced by, letter dated Apr. 13, 2007, from R. Chichizola, Klamath Riverkeeper, to P. Kozelka, US EPA</b>
EPA0882		Stone D, Bress W, Addressing Public Health Risks for Cyanobacteria in Recreational Freshwaters: The Oregon and Vermont Framework, <i>Integrated Environmental Assessment and Management</i> 3(1):137-143 (2007), identified as Exhibit A
EPA0889		Document entitled “Toxic Cyanobacteria in Water: A guide to their public health consequences, monitoring and management”, Editors: I. Chorus and J. Bartram; ISBN 0-419-23930-8; 1999
EPA0955		Attachment identified by electronic file name: attqz9ju.pdf ; entitled “ <i>Microcystis aeruginosa</i> Occurrence in the Klamath River System of Southern Oregon and Northern California”, J. Kann, Aquatic Ecosystem Sciences; for Yurok Tribe Environmental and Fisheries Programs; Feb. 3, 2006
EPA0981		Letter dated Apr. 22, 2004, from R. Kanz, SWRCB, to M. Salas, FERC; re: application for new license, Klamath Hydroelectric project, FERC #2082
EPA1006		Document entitled “Recommended Terms and Conditions, Klamath Hydroelectric Project, FERC License 2082-027, Operated by PacifiCorp, Submitted to FERC by the Karuk Tribe of California, March 28, 2006”
EPA1062		Attachment identified by electronic file name: attwhlib.pdf ; entitled “Technical Memorandum: Longitudinal Analysis of Klamath River Phytoplankton Data 2001-2004”, prepared for the Yurok Tribe Environmental Program By Kier Associates ...”, September, 2006
EPA1101		Attachment identified by electronic file name: attsilot.pdf ; entitled “Partial Seasonal Summary of 2006 Toxic <i>Microcystis aeruginosa</i> Trends in Copco and Iron Gate Reservoirs and the Klamath River, CA” prepared by J. Kann, Aquatic Ecosystem Sciences; for Yurok Tribe

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		Department of Natural Resources, November, 2006
EPA1116		Attachment identified by electronic file name: attnc83c.pdf ; entitled "Summary of 2005 Toxic <i>Microcystis aeruginosa</i> Trends in Copco and Iron Gate Reservoirs on the Klamath River, CA"; prepared by J. Kann, Aquatic Ecosystem Sciences; for Yurok Tribe Department of Natural Resources, March, 2006
EPA1151		Material, 11 pages, commencing with page with caption "Toxic Cyanobacteriaal Blooms in Klamath River System, 2005, Presented by: Jacob Kann, Ph.D, ..."
	<b>G</b>	<b>Exhibits attached to, or referenced by, letter dated Apr. 16, 2007, from W. Grader, Pacific Coast Federation of Fishermen's Association, to P. Kozelka, US EPA (and not previously indexed in Category F, above)</b>
EPA1162		Document entitled "Cover Sheet, Federal Energy Regulatory Commission, Draft Environmental Impact Statement for the Klamath Hydroelectric Project, Docket No. P-2082-027, Section 3, Environmental Consequences, Pages 3-1 to 3-192, DEIS"
EPA1221		Document entitled "U.S. Environmental Protection Agency, Region 9: News Releases", "Federal, state and tribal authorities advise caution on dangerous Klamath River algae, Release date: 9/30/2005"
EPA1223		Page with caption "Health Advisory, Avoid Water Contact in Iron Gate and Copco Reservoirs"
EPA1224		Photograph depicting boat in lake, location uncertain, dated October 18, 2005
EPA1225		Newspaper article, "Health Risks of blue-green algae were overstated", by J Diehm, Daily News, date uncertain
EPA1226		Magalhaes V, et al., Microcystins (cyanobacteria hepatotoxins) bioaccumulation in fish and crustaceans from Sepetiba Bay (Brasil, RJ) <i>Toxicon</i> 42:289-295 (2003)
EPA1233		Scientific abstract, Organ distribution and bioaccumulation of microcystins in freshwater fish at different trophic levels from the eutrophic Lake Chaohu, China, L Xie; Environ. Toxicol. 20; 2005
	<b>H</b>	<b>EPA comment letters on State's draft and proposed final 2006 303(d) List</b>
EPA1235		Letter dated Oct. 19, 2006, (with enclosures) from A. Strauss, U.S. EPA to

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		T. Doduc, SWRCB; re: EPA comments on Calif. proposed final 2006 CWA section 303(d) list
EPA1247		Letter dated Jan. 27, 2006, (with enclosures) from A. Strauss, U.S. EPA to T. Doduc, SWRCB; re: EPA comments on Calif. draft 2006 CWA section 303(d) list
	<b>I</b>	<b>Background documents</b>
EPA1261		Letter dated May 25, 2007, from R. Chichizola, Klamath Riverkeeper, to S. Johnson and W. Nastri, US EPA; re: Sixty-Day Notice of Violations of the Clean Water Act and Notice of Intent to File Suit
EPA1266		Information Concerning 2008 Clean Water Act Sections 303(d), 305(b), and 314 Integrated Reporting and Listing Decisions, Memorandum from Diane Regas, Director, Office of Wetlands, Oceans and Watersheds, EPA Office of Water, October 12, 2006
EPA1287		Guidance for 2006 Assessment, Listing and Reporting Requirements Pursuant to Sections 303(d), 305(b) and 314 of the Clean Water Act, Memorandum from Diane Regas, Director, Office of Wetlands, Oceans and Watersheds, EPA Office of Water, July 29, 2005
EPA1376		Guidance for 2004 Assessment, Listing and Reporting Requirements Pursuant to Sections 303(d) and 305(b) of the Clean Water Act; TMDL-01-03, Memorandum from Diane Regas, Director, Office of Wetlands, Oceans and Watersheds, EPA Office of Water, July 21, 2003
EPA1414		EPA Review of 2002 Section 303(d) Lists and Guidelines for Reviewing TMDLs under Existing Regulations Issued in 1992, Memorandum from Charles H. Sutfin, Director, Office of Wetlands, Oceans and Watersheds, EPA Office of Water, May 20, 2002
EPA1434		Guidance for Water Quality-Based Decisions: The TMDL Process EPA Office of Water, April 1991